IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

WARREN LEROY MILLER,

CV. 07-169-MA

Petitioner,

JUDGMENT

v.

BRIAN BELLEQUE, Superintendent, Oregon State Penitentiary,

Respondent.

MARSH, Judge

Based on the Record,

IT IS ORDERED AND ADJUDGED that this Action is DISMISSED, with prejudice.

IT IS SO ORDERED.

DATED this _1__ day of OCTOBER, 2009.

__/s/ Malcolm F. Marsh____ Malcolm F. Marsh United States District Judge